

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Wayne County,        ) Application No. 911-023.42  
Wayne, seeking funding approval        )  
for recurring and non-recurring        ) ORDER APPROVING FUNDING  
costs of Wireless E911                    )  
implementation.                            )  
  ) Entered: November 6, 2007

BY THE COMMISSION:

By written request for funding received October 17, 2007, Wayne County, Wayne, seeks funding from the Enhanced Wireless 911 Fund for expenses of implementing and providing enhanced wireless 911 service related to Viaero.

Wayne County has one public safety answering point (PSAP), which will provide enhanced wireless 911 service throughout Wayne County. The local exchange carrier serving Wayne County's PSAP is Qwest. Wayne County, was previously approved for funding by orders entered on March 22, 2005 for the following wireless carrier: Alltel Wireless and Western Wireless, which has now been acquired by Alltel Wireless.

Wayne County entered into a service agreement with Qwest for enhanced wireless 911 equipment and services. A copy of the agreement has been provided. In the agreement, Wayne County authorized the Commission to remit all payments for enhanced wireless 911 service to Qwest.

Wayne County now seeks initial costs and recurring costs to implement and provide enhanced wireless 911 service for Viaero as outlined in Appendix A attached hereto. Initial costs are for database upgrades, trunking infrastructure and purchase, installation, and testing of circuits for enhanced wireless 911. Recurring costs are monthly fees for database management and for operation and maintenance of trunks and circuits.

O P I N I O N       A N D       F I N D I N G S

This request for funding is being processed pursuant to *Neb. Rev. Stat. §§ 86-444 to 86-456 (2006 Cum. Supp.)*, 291 *Neb. Admin. Code*, Chapter 1, Section 5, and Progression Order No. 5 in Commission Docket No. 911-001, entered July 16, 2002.

Costs requested in the present funding request are eligible under *Neb. Rev. Stat. § 86-86-465(2)(a) (2006 Cum. Supp.)*. All costs have been incurred or will be incurred for the purchase,

installation, maintenance and operation of telecommunications equipment and telecommunications services required for the provision of enhanced wireless 911 service.

Wayne County has submitted a PSAP registration in compliance with Commission Docket 911-001.

Because Wayne County authorized Qwest to receive all payments on its behalf for wireless enhanced 911, the Commission finds that payment should be made to Qwest consistent with the amounts set forth in Appendix A once implementation is complete. Wayne County shall notify the Commission in writing that implementation has been completed.

Based upon the request for funding and supporting documentation, the Commission is of the opinion and finds that the request for funding should be granted.

Information set forth in Appendix A shall be treated as proprietary and confidential.

Payment of all recurring charges shall be made in arrears on a quarterly basis. Payment shall be adjusted based upon the number of subscribers reported by Qwest in its quarterly reports required by Neb. Rev. Stat. § 86-459 (2006 Cum. Supp.). Any adjustments to costs must be approved by the Commission.

The Commission further finds that Wayne County is on notice and is aware that approval of this funding request is made with the understanding that it may be modified in the future, consistent with the permanent funding mechanism established pursuant to LB 1222 [2006].

#### O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Wayne County's request for funding shall be granted consistent with the terms set forth herein.

IT IS FURTHER ORDERED that the Commission shall remit to Qwest amounts that comport with Appendix A attached hereto once implementation is complete.

IT IS FINALLY ORDERED that Wayne County is on notice and is aware that approval of this funding request is made with the understanding that it may be modified in the future, consistent with the permanent funding mechanism established pursuant to LB 1222 [2006].

MADE AND ENTERED at Lincoln, Nebraska this 6th day of November, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director